



AMENDMENT TRANSMITTAL LETTER			Docket No. SPINE 3.0-455 CONT I
Application No. 10/776,491-Conf. #3254	Filing Date February 11, 2004	Examiner C. L. Miller	Art Unit 3738

Applicant(s): Rafail Zubok, Antonio Valdevit, Michael W. Dudasik, and Joseph P. Errico

Invention: CERVICAL DISC REPLACEMENT METHOD

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	13	- 20 =		x	
Independent Claims	2	- 3 =		x	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					0.00

- ☒ Large Entity ☐ Small Entity
- ☒ No additional fee is required for this amendment.
- ☐ Please charge Deposit Account No. _____ in the amount of \$ _____.
A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$ _____ to cover the filing fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 12-1095
as described below. A duplicate copy of this sheet is enclosed.
- ☒ Credit any overpayment.
- ☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

Michael J. Doherty

Michael J. Doherty
Attorney Reg. No.: 40,592

Dated: January 19, 2005

LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP
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I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: January 19, 2005

Signature: *Michael J. Doherty*

(Michael J. Doherty)



(Michael J. Doherty)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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: Group Art Unit: 3738
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: Examiner: C. L. Miller
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AMENDMENT

In response to the Office Action mailed October 22, 2004, Applicants submit the following amendments and remarks.